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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission  
(excluding references)

13

Application Number

10/751,289

Filing Date

January 2, 2004

First Named Inventor

Syed F.A. Hossainy

Group Art Unit

1615

Examiner Name

Unassigned

Attorney Docket No.

50623.363

### ENCLOSURES (check all that apply)

☒ Deposit Account Authorization  
07-1850

☒ Postage Paid Return Postcard

☐ Response to Office Action

☐ After Final

☐ Affidavits/declaration(s)

☐ Petition for Extension of Time (\_\_\_  
month) (in duplicate)

☐ Amendment Transmittal Letter (in  
duplicate)

☒ Information Disclosure Statement  
with Form PTO-1449 citing 204  
References

☐ Request for Continued Examination  
(RCE) Transmittal

☐ Express Mail Label No.

☐ Response to Missing  
Parts under 37 CFR  
1.52 or 1.53

☐ Assignment Papers  
(for an Application)

☐ Formal Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a  
Provisional Application

☐ Power of Attorney, Revocation  
Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) \_\_\_\_\_

☐ After Allowance Communication to  
Group

☐ Appeal Communication to Board of  
Appeals and Interferences

☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Submission of Formal Drawings (in  
duplicate)

☒ Other Enclosure(s)  
(please identify below):

**48 Foreign Patent Documents;  
30 Other Non-patent Documents**

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or

Individual name

Squire, Sanders & Dempsey L.L.P.

Paul J. Meyer, Jr., Reg. No. 47,791

Signature

Date

May 4, 2004

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: May 4, 2004

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May 4, 2004

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor Application of:

Examiner: Unassigned

Syed F.A. Hossainy et al.

Serial No. 10/751,289

Art Unit: 1615

Filed: January 2, 2004

Title: Coating for Implantable Devices and Method of Forming the Same

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT  
PURSUANT TO 37 C.F.R. §§1.97-1.98**

Dear Examiner:

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and pursuant to 37 C.F.R. §§1.97-1.98, Applicants hereby notify the U.S. Patent and Trademark Office of the references listed on the attached Form PTO-1449. According to a Notice signed July 11, 2003, the U.S. Patent and Trademark Office has waived the requirement under 37 C.F.R. § 1.98(a)(2)(i) for all patent applications filed after June 30, 2003. *See*, 1276 Off. Gaz. Pat. Office 55. Since this patent application was filed after June 30, 2003, Applicants have not provided copies of the cited U.S. patents or the U.S. Patent Application Publications. Copies of the cited foreign patent documents and non-patent documents have been submitted herewith.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicants reserve the right to dispute the listed documents as prior art during examination. Furthermore, Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application. The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made or that no other material information may exist.

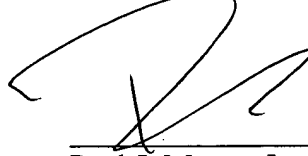
The Examiner is requested to initial the enclosed Form PTO-1449 and return a copy thereof to the undersigned.

The present Information Disclosure Statement is being filed before receiving the first Office Action. Therefore, no certification under 37 C.F.R. §1.97(e) or fee under 37 C.F.R. §1.17(p) is required. However, the Commissioner is authorized to charge any deficiencies or other amounts due to Deposit Account No. 07-1850.

Date: May 4, 2004

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|   |   |  |                                |                                      |
|---|---|--|--------------------------------|--------------------------------------|
| <b>FORM PTO-1449 (Modified)</b><br>Approved for use through 12/31/2002<br><b>INFORMATION DISCLOSURE CITATION</b><br><b>in an Application</b><br>(Use several sheets if necessary) | US DEPARTMENT OF COMMERCE<br>US Patent and Trademark Office |  | Docket No.<br><b>50623.363</b> | Application No.<br><b>10/751,289</b> |
|   | Applicant<br><b>Syed F.A. Hossainy et al.</b>               |  |                                |                                      |
|   | Filing Date<br><b>January 2, 2004</b>                       |  | Group Art Unit<br><b>1615</b>  |                                      |

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| Examiner Initial | Ref. No. | Document Number | Date of Patent | Name             | Class | Subclass | Filing Date if Appropriate |
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|   |          |                 |                     |                  |       |          | Yes                        | No |
|   | B1       | EP 0 301 856    | 2/1/89              | European         |       |          |                            |    |
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